

MESSAGE NO: 9350002 MESSAGE DATE: 12/16/2009

MESSAGE STATUS: Active CATEGORY: Antidumping
TYPE: LIQ-Liquidation PUBLIC ☒ NON-PUBLIC ☐
SUB-TYPE:

FR CITE: FR FR CITE DATE:

REFERENCE 7347210
MESSAGE #
(s):

CASE #(s): A-274-804

EFFECTIVE DATE: COURT CASE #:

PERIOD OF REVIEW: TO

PERIOD COVERED: 10/01/2008 TO 09/30/2009

Notice of Lifting of Suspension Date:

TO: { Directors Of Field Operations, Port Directors }

FROM: { Director AD/CVD & Revenue Policy & Programs }

RE: AUTOMATIC LIQUIDATION INSTRUCTIONS FOR CARBON AND CERTAIN ALLOY
STEEL WIRE ROD FROM TRINIDAD AND TOBAGO (A-274-804); EXCEPT MITTAL STEEL
POINT, CT NO. 02-00756

MESSAGE NO: 9350002

DATE: 12 16 2009

CATEGORY: ADA

TYPE: LIQ

REFERENCE: 7347210

REFERENCE DATE: 12 13 2007

CASES: A - 274 - 804

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PERIOD COVERED: 10 01 2008 TO 09 30 2009

LIQ SUSPENSION DATE:

TO: DIRECTORS OF FIELD OPERATIONS

PORT DIRECTORS

FROM: DIRECTOR, SPECIAL ENFORCEMENT

RE: AUTOMATIC LIQUIDATION INSTRUCTIONS FOR CARBON AND
CERTAIN ALLOY STEEL WIRE ROD FROM TRINIDAD AND TOBAGO
(A-274-804); EXCEPT MITTAL STEEL POINT, CT NO. 02-00756

1. COMMERCE DOES NOT AUTOMATICALLY CONDUCT ADMINISTRATIVE
REVIEWS OF ANTIDUMPING FINDINGS/DUTY ORDERS. INSTEAD, REVIEWS
MUST BE REQUESTED PURSUANT TO SECTION 751(a)(1) OF THE TARIFF
ACT OF 1930, AS AMENDED, AND IN ACCORDANCE WITH SECTION 351.213
OF COMMERCE'S REGULATIONS.

2. COMMERCE HAS NOT RECEIVED A REQUEST FOR AN ADMINISTRATIVE
REVIEW OF THE ANTIDUMPING DUTY FINDING/ORDER FOR THE PERIODS

AND ON THE MERCHANDISE LISTED BELOW. THEREFORE, IN ACCORDANCE WITH SECTION 351.212(c) OF COMMERCE'S REGULATIONS, YOU ARE TO ASSESS ANTIDUMPING DUTIES ON MERCHANDISE ENTERED, OR WITHDRAWN FROM WAREHOUSE, FOR CONSUMPTION AT THE CASH DEPOSIT OR BONDING RATE IN EFFECT ON THE DATE OF ENTRY, EXCEPT FOR THE FIRM NOTED IN PARAGRAPH 3 WHOSE ENTRIES ARE UNDER INJUNCTION.

PRODUCT: CARBON AND CERTAIN ALLOY STEEL WIRE ROD

COUNTRY: TRINIDAD AND TOBAGO

CASE NUMBER: (A-274-804)

PERIOD: 10/01/2008-09/30/2009

LIQUIDATE ALL ENTRIES FOR ALL FIRMS EXCEPT AS NOTED IN PARAGRAPH 3.

3. THE INJUNCTION WITH COURT NUMBER 02-00756, IN MESSAGE NUMBER 7347210, DATED 12/13/2007, IS APPLICABLE TO THE ENTRIES EXPORTED OR MANUFACTURED BY MITTAL STEEL POINT LISAS LIMITED (FORMERLY CARIBBEAN ISPAT LIMITED) (A-274-804-001) FOR CONSUMPTION ON OR AFTER JULY 16, 2007. ON 5/23/2008 ARCELOR

MITTAL POINT LISAS LIMITED (A-274-804-002) WAS FOUND TO BE THE SUCCESSOR-IN-INTEREST TO MITTAL STEEL POINT LISAS LIMITED (A-274-804-001). SEE MESSAGE NO. 8157201 DATED 6/5/2008.

THEREFORE, THE INJUNCTION ALSO APPLIES TO ENTRIES EXPORTED OR MANUFACTURED BY ARCELOR MITTAL POINT LISAS LIMITED.

ACCORDINGLY, UNTIL FURTHER NOTICE, CONTINUE TO SUSPEND LIQUIDATION OF THESE ENTRIES UNTIL LIQUIDATION INSTRUCTIONS ARE PROVIDED.

4. ENTRIES OF MERCHANDISE OF EXCEPTED FIRMS SHOULD NOT BE LIQUIDATED UNTIL YOU RECEIVE SPECIFIC INSTRUCTIONS AFTER THE COMPLETION OF THE ANTIDUMPING REVIEW. CONTINUE TO SUSPEND LIQUIDATION OF ALL ENTRIES OF ALL MERCHANDISE EXPORTED AND PRODUCED BY THE LISTED FIRMS, AND ENTERED OR WITHDRAWN FROM WAREHOUSE, FOR CONSUMPTION DURING THIS PERIOD.

5. NOTICE OF THE LIFTING OF SUSPENSION OF LIQUIDATION OF

ENTRIES OF SUBJECT MERCHANDISE DURING THE PERIOD 10/01/2008 THROUGH 09/30/2009 OCCURRED WITH THE PUBLICATION OF THE NOTICE OF INITIATION OF ADMINISTRATIVE REVIEW FOR THE 10/2009 ANNIVERSARY MONTH (74 FR 61658, 11/25/2009). FOR ALL OTHER SHIPMENTS OF CARBON AND CERTAIN ALLOY STEEL WIRE ROD FROM TRINIDAD AND TOBAGO YOU SHALL, UNLESS OTHERWISE INSTRUCTED, CONTINUE TO COLLECT CASH DEPOSITS OF ESTIMATED ANTIDUMPING DUTIES FOR THE MERCHANDISE AT THE CURRENT RATES.

6. THE ASSESSMENT OF ANTIDUMPING DUTIES BY CBP ON SHIPMENTS OR ENTRIES OF THIS MERCHANDISE IS SUBJECT TO THE PROVISIONS OF SECTION 778 OF THE TARIFF ACT OF 1930. SECTION 778 REQUIRES THAT CBP PAY INTEREST ON OVERPAYMENTS, OR ASSESS INTEREST ON UNDERPAYMENTS, OF THE REQUIRED AMOUNTS DEPOSITED AS ESTIMATED ANTIDUMPING DUTIES.

THE INTEREST PROVISIONS ARE NOT APPLICABLE TO CASH OR BONDS POSTED AS ESTIMATED ANTIDUMPING DUTIES BEFORE THE DATE OF PUBLICATION OF THE ANTIDUMPING DUTY ORDER.

INTEREST SHALL BE CALCULATED FROM THE DATE OF PAYMENT OF ESTIMATED ANTIDUMPING DUTIES THROUGH THE DATE OF LIQUIDATION. THE RATE AT WHICH SUCH INTEREST IS PAYABLE IS THE RATE IN EFFECT UNDER SECTION 6621 OF THE INTERNAL REVENUE CODE OF 1954 FOR SUCH PERIOD.

7. UPON ASSESSMENT OF ANTIDUMPING DUTIES, CBP SHOULD REQUIRE THAT THE IMPORTER PROVIDE A REIMBURSEMENT STATEMENT AS DESCRIBED IN SECTION 351.402(f)(2) OF COMMERCE'S REGULATIONS. THE IMPORTER SHOULD PROVIDE THE REIMBURSEMENT STATEMENT PRIOR TO LIQUIDATION OF THE ENTRY. IF THE IMPORTER CERTIFIES THAT IT HAS AN AGREEMENT WITH THE MANUFACTURER, PRODUCER, SELLER OR EXPORTER TO BE REIMBURSED ANTIDUMPING CBP SHOULD DOUBLE THE

ANTIDUMPING AND/OR INCREASE THE ANTIDUMPING DUTY IN ACCORDANCE WITH THE ABOVE-REFERENCED REGULATION. ADDITIONALLY, IF THE IMPORTER DOES NOT PROVIDE THE REIMBURSEMENT STATEMENT PRIOR TO LIQUIDATION, CBP SHOULD PRESUME REIMBURSEMENT AND DOUBLE THE

ANTIDUMPING DUTIES DUE.

8. IF THERE ARE ANY QUESTIONS REGARDING THIS MATTER BY CBP OFFICERS, THE IMPORTING PUBLIC OR INTERESTED PARTIES, PLEASE CONTACT DAVINA HASHMI OR RON TRENTAM AT OFFICE OF AD/CVD OPERATIONS, IMPORT ADMINISTRATION, INTERNATIONAL TRADE ADMINISTRATION, U.S. DEPARTMENT OF COMMERCE, AT (202) 482-0984 OR (203) 482-3577 RESPECTIVELY (GENERATED BY O3:GL).

9. THERE ARE NO RESTRICTIONS ON THE RELEASE OF THIS INFORMATION.

ALICE J. BUCHANAN

Company Details

*Party Indicator Value:

I = Importer, M = Manufacturer, E = Exporter, S = Sold To Party